Supreme Court, U.S.
FILED
AUG 23 1999
OFFICE OF THE CLERK

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QUESTION PRESENTED

I.

WILL VEY FINALLY RECEIVE HER MEDICAL EMERGENCY INJUNCTION AFTER ALL THESE LONG YEARS OF DEPRIVATIONS OF MEDICAL TREATMENT.

PARTIES INVOLVED

Dr. Eileen Vey, Th.D., University Medical Center, University Presbyterian Hospital, its M.D.'s, Sports Medicine Center, and its conglomerates, and U.S. DEPT JUSTICE.

TABLE OF CONTENTS

SUBJECT	PAGE
Parties Involved	i
Table of Contents	ii
Petition for Writ	1
Opinions Below	1
Jurisdiction	2
U.S. Constitutional Provision	2
Statement Case	2
REASONS FOR GRANTING WRIT	2
CONCLUSION	5

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No. 98-1937

In The

UNITED STATES SUPREME COURT

AMERICA

October Term, 1998

VEY v. UNIVERSE, U.S.A., et al.

(Also, VEY v. PA Governor)

4TH SUPPLEMENTAL BRIEF

Writ of Certiorari (3RD Circuit)

Rule 11 & 12.4

MEDICAL EMERGENCY INJUNCTION REQUESTED

☆☆

The petitioner, Eileen Vey ("Vey"), hereby requests the granting of this Writ of Certiorari in her Universal Rescue Mission: Restoration of Law and Order and her establishing a UNIVERSAL ONE LAW SYSTEM as this case appeal has been dismissed AND requests an Emergency Medical Injunction.

OPINIONS BELOW

On June 25, 1999, the district Court denied this Mother case **Vey v. Universe, U.S.A. et al** DCWD of PA No. 99-911 (Appendix 1). On June 28, 1999, Vey appealed the case to the U.S. Court of Appeals (3RD), No. 99-3532, where its appeal was dismissed on August 19, 1999 (Appendix 2). This same case was coupled here with the subsidiary case, **Vey v. PA Governor**, under Rule 12.4 and 11, which is pending here and which involves a 5-year Medical Emergency Injunction, because such relief cannot be obtained anywhere else (Appendix 4 & 5).

JURISDICTION

Jurisdiction is envoked under Rules 11 and 12.4, in that a pending case of public importance (universal jurisdiction) can be appealed to the U.S. Supreme Court and that multiple writs of same matters (justice, law & order, etc) together can be appealed. As stated above, this Mother case was denied on August 19, 1999 and the Emergency Medical Injunction is a 5-year issue (Appendix 4 & 5). Because of the pattern of deprivation of medical treatment in Vey's multi-Hospital case, now includes West Virginia, in addition to CA, LA, VA, OH, NY, ILL, MD, PA LA, TX, MN, CO, MA, Vey needs a Mandamus/Prohibition to receive medical treatment. U.S. DEPT JUSTICE IS BEING SERVED!

U.S. CONSTITUTIONAL PROVISIONS

Interplanetary Law, International Law, inclusive of Diplomatic Immunity, the entire United States Constitution and its Universal upholding against foreign infiltrating systems and conflicting lower law, which is the responsibility of this Court under its Linchpin, ARTICLE VI (2), Federal Supremacy Clause in these anarchial times! Moreover, it includes all laws written or unwritten which conflict with the U.S. CONSTITUTION. Hill-Burton Act.....

STATEMENT OF CASE

This complaint was filed in the U.S. District Court for the Western District of Pennsylvania on June , 1999, was denied on June 25, 1999, was appealed on June 28, 1999 to the U.S. Court of Appeals (3RD), No. 99-3532, where its appeal dismissed, because lower court is refusing the supremacy of The U.S. Supreme Court's Affidavit form, which it previously accepted.)

REASONS FOR GRANTING WRIT

Very briefly, writ of certiorari should be granted, because lower courts has so departed from the accepted and usual course of judicial proceedings and sanctioned such a departure by a lower court, as to call for an exercise of this Court's supervisory power and for reasons that important extraordinary federal questions involved herein should be settled by this Court and that Medical Emergency Injunctive relief can be found nowhere.

THE UNIVERSAL CORPORATE MEDICAL BUSINESS AND ITS ILLS

As has been noted, this is a Universe Case dealing with all the ills of it, many of which the petitioner, Vey, wishes to correct. Included in this is the Universal medical business or healthcare business, which jurisdiction is just that and, therefore, can only be dealt with on that level.: Medicne, M.D.'s, medical equipment, all that is attached to that business interacts universally through satelite communications, internationally; even astronauts receive medical advise in space. For this reason also, we need a ONE UNIVERSAL LAW SYSTEM.

Vey has been to a multitude of hospitals at numerous states and turned away without medical treatment. Whether someone has prevented this is for the U.S. Justice Department to investigate, although the medical business and its ills should be addressed here: Hill-Burton Act, Medicaid, treatment. experimentations, etc., regardless of why Vey has been deprived treatment all these years and at so many places suspiciously. Suspiciously, because Vey has repeatedly seen in newspapers how a hospital would take a homeless person with nothing and perform very expensive operations on them (AGH about 1993).

However, for this reason and at this point in time, Vey submitts here a request for an Ex Parte Medical Emergency Injunction to University Presbyterian Hospital and its entire conglomerate of facilities and surgeons for treatment, so she can get out of her wheelchair and have whatever other medical treatment also neglected her. These needs has been denied her in hospitals and courts since about 1993.

PREREQUISITE FOR FRCP 65 (b) RELIEF

Vey has been in pain, in life-threatening situation by housing and lack of medical attention (crawls up steps-FIRE!) lack of medical attention can also be a sight (eyes) and limb threatening, left unattended. Vey has already suffered various injuries of periodic back, wrists, shoulder, hips, repatedly; now carpel tunnel, more floaters in eyes. Left in situation, where someone has been spraying chemicals out windows upwind of hers and under her window. It is believed that possible chemicals used are RAID type, PEPPER SPRAY, etc. is being used, as a local exterminator has been witnessed in a hate crime against Vey (Taylor). Also,

Allegheny General Hospital has a local medical warehouse, where anyone can break-in. Vey is allegic to tobacco smoke and this injures her health. (Smoke in her dwelling.)

Keeping Vey in a wheelchair all these years by depriving her of medical attention has prevented her from control over her living environment. The initial operation was done by Orthopedic surgeon of University Orthopedics and, therefore Vey demands that their best Orthopedic Surgeon, Freddy Fu, M.D. correct her knee problem, by issuing an Order for her treatment there.

I.
VEY HAS LEGAL GROUNDS FOR MEDICAL INJUNCTIVE RELIEF FRCP 65

Vey has had to run all over the country seeking medical treatment, because she is being deprived of Orthopedic Surgeon, Freddy Fu's services (Appendix 1-5)) at University Presbyterian Hospital and its subsidiaries. One of their hospital orthopedic surgeons originally did Vey's surgery gone bad operation at another hospital, and since then Vey had continued to seek their best Orthopedic surgeon, Fu, to correct the matter and been deprived his services under color of various excuses.

Because of her pain, living conditions,injuries, she submitted a Medical Emergency Injunction in compliance with FRCP 65. That is, she proved that she could be injured further if not treated and this treatment deprivations, not only kept her in a wheelchair all these unnecessary 7 years, but she developed carpel tunnel in hands, injury resulted without his treatment.

Vey requests that this Court Order the University Presbyterian conglomerate of services and namely, Freddy Fu, M.D. to her treatment and any other treatment needed at their expense. AGAIN, Vey lives on second floor and has to crawl up staircase to get to second floor room and danger all these years, if there where a FIRE. She continuously injures wrists, back living like this as she also can not afford other quarters, nor available, which is not the problem. Obtaining an Orthopedica Surgeon to correct her knees is the heart of the matter, as she only had a torn cartilege (MRI), when she began. Also, she wants Order for a new MRI for evidence.

Vey's Third Circuit Brief, No. 95-3571 Emergency Medical Injunction complied with the Third Circuit's criterion for Injunctive relief, See **Barton v. Eichelberger** (1970 CA3RD) 311 FS 1132 (MD); affirmed 451 F2d 263 and **Merchant & Evans v. Roosevelt**

Building Products, (1992 CA3RD) 963 F2d 628, 632.

Also, when Vey submitted the Hospital Case (Appendix 4 & 5), she requested "equal protection" of state case **Cardamone v. University of Pittsburgh** (1978) 253 PA Super. 65, 384 A2d 1232 (paid injured income monthly) to pay for medical costs, cost of living, inclusive of housing, until she is walking again.

II.

VEY MEETS U.S. SUPREME COURT'S CRITERION FOR INJUNCTIVE RELIEF

Furthermore, Vey complied with the above procedural Rule FRCP 65 (b) for Injunctive Relief in the Third Circuit and with this U.S. Supreme Court's decisions:

Alexander v. "Americans United," Inc., 416 US 754,

> "Irreparable injury is the essential prerequisite for injunctive relief."

Truly v. Wanzer, 12 LEd 88,

> "To obtain an injunction, the right must be clear, the injury impending and threatened, so as to be averted only by the protecting preventive process of injunction."

Smith v. Robinson (US) 104 S Ct 3457:

> "Under either the Education of the Handicapped (20 USC § 1400 et, seq.) or 42 USC § 1983, a plaintiff is entitled to bypass the administratie process by obtaining injunctive relief only by showing that irreparable harm otherwise would result.

Because the above legal cites were never declared U.S. Unconstitutional, all are valid legal premise for relief.

CONCLUSION

WHEREFORE, Vey prays that a Writ of Certiorari be granted and a MEDICAL EMERGENCY INJUNCTION be issued to M.D. Freddy Fu and according to the above requests.

Respectfully submitted,

Eileen Vey, Pro se

Appendix 1

In The United States District Court
For The Western District Of Pennsylvania

EILEEN VEY, Plaintiff	)	
v.	)	C A No. 99-911
THE UNIVERSE & ALL THOSE INVOLVED IN OUTERSPACE & SKIES, UNITED STATES OF AMERICA (THE EXECUTIVE, SENATE, JUDICIAL BRANCHES, INCLUSIVE OF ALL FEDERAL, STATE, COUNTY, LOCAL GOVERNMENTS, ALL WORLD GOVENMENTS, THE INTERNATIONAL COURT OF JUSTICE and UNITED NATIONS,	)	
Defendants.	)	

MEMORANDUM ORDER

This is another in a series of pro se in forma pauperis complaints initiated by the plaintiff, Eileen Vey.

The defendants include, inter alia, The Universe (governments & all those involved in outerspace & skies, United States of America (the executive, senate, judicial branches, inclusive of the federal, state, county, local govenments), all world governments, the International Court of Justice and United Nations.

For relief, the plaintiff "seeks in excess of $50,000 and the above mentioned and (sic) previous 11-year requests, although the World does not have enough money to pay her for abandoning her with no country all these years."

The gravamen of the plaintiff's complaint is that she "can not (sic) receive medical attention anywhere, as she continuously goes to hospitals everywhere in The U.S.A. and has seen Medical Doctors from all over the World. Injured, reinjured with no attention namely Freddy Fu, M.D. for about seven (7) years."

The plaintiff further claims that she is therefore unable to "...complete her mission of Universal Crime Clean-up, Law &

Order Restoration, et cetera," and "...can not (sic) complete her mission of a harmonious world and Universal Order with a Universal One Law System, because she has not appropriate access for all these long years."

The plaintiff's motion for leave to proceed in forma pauperis has been granted and this action will be dismissed as being absolutely frivolous. 28 U.S.C. §§ 1915(a) and 1915(b). See Neitzke v. Williams, 490 U.S. 319, 327 (1989) (complaint is frivolous where based on fanciful delusional factual scenario); Roman v. Jeffes, 904 F.2d 192, 194 n. 1 (3d Cir. 1990); Briebelbis v. Marks 675 F2d 579, 580 (3d Cir. 1982) (collecting cases).

NOW, THEREFORE, this 25th day of June, 1999, it is hereby ORDERED that plaintiff's complaint (Document No. 2) is DISMISSED WITH PREJUDICE.

Donald J. Lee
United States District Judge

cc Eileen Vey
804 Cedar Avenue
Pittsburgh, PA 15212-4812

Appendix 2

In The United States Court of Appeals
For The Third Circuit

EILEEN VEY,
Plaintiff,
v.

The Universe (Governments & All Those Involved In Outerspace & Skies), U.S.A., (Executive, Senate, Judicial Branches, Inclusive of All Federal, State, County, Local Governments), All World Governments, The International Court of Justice, The United Nations, Et Al.,
Defendants.

Civil Action
DC No. 99-911
CA3RD No. 99-3532

ORDER
THE MOTION IS DENIED. AN AFFIDAVIT SEEKING IFP STATUS OR PAYMENT OF FEES MUST BE RECEIVED WITHIN SEVEN (7) DAYS OF THE DATE OF ORDER OR THIS APPEAL WILL BE DISMISSED.
P. Douglas Sisk, Clerk
AUG 12 1999

MOTION FOR STAY, FRAP 62

AND NOW this 29th Day of July, 1999, the Appellant, Eileen Vey, hereby requests a STAY on this case pending an appeal to the U.S. SUPEME COURT under U.S. Supreme Court Rule 11, which decision will not be entered until the summer recess ends about October 1, 1999.

Respectfully submitted,

Eileen Vey

CERTIFICATE OF SERVICE

I, Eileen Vey, hereby certify that a true and correct copy of this document was served on July 29, 1999 by prepaid first Class Mail as follows:

U.S. SOLICITOR GENERAL
DEPT OF JUSTICE ROOM 5614
950 PENNSYLVANIA AVENUE NW
WASHINGTON DC 20530-0001

cc: EV
US DEPT JUSTIC

Eileen Vey, Pro Se
804 Cedar Avenue
Pittsburgh PA 15212

Appendix 3

In The United States District Court
For The Western District of Pennsylvania

EILEEN VEY, Plaintiff v.	:	
The Universe (Governments & All Those Involved In Outerspace & Skies), U.S.A., (The Executive, Senate, Judicial Branches, Inclusive of All Federal, State, County, Local Governments), All World Governments, The International Court of Justice, The United Nations, Et Al., Defendants.	:	No. 99-911

COMPLAINT

This is a multidistrict jurisdiction case in which the Plaintiff, Eileen Vey ("Vey") has a colossal complaint list of 15 years (state & local), 11 (federal), and approximately 2 years (worldwide or universally) hand has not received relief anywhere.

1. Vey can not receive medical attention anywhere, as she continously goes to hospitals everywhere in The U.S.A. and has seen Medical Doctors from all over the World. Injured, reinjured with no attention, namely Freddy Fu, M.D. for about seven (7) years.

2. Vey can not receive legal attention, as she continuously goes to courts practically everywhere in the U.S.A., The United Nations, and World Court (See Attached).

3. Vey can not complete her mission of Universal Crime Clean-up, Law & Order, Restoration, et cetera.

4. Vey can not complete her mission of a harmonious World and Universal Order, with a Universal One Law System, because she has not appropriate access for all these long years.

The list goes on and on, but what is the use of writing another list as previously, if she is denied access or relief again here? So, the Plaintiff Vey motions Court to grant IFP in district court and appellate courts above and expedite case in this last attempt for relief. Moreover, will the Court kindly tell Vey if the U.S. Solicitor General is enough to serve case at this time?

JURISDICTION

Jurisdiction is envoked under 28 §§ 1330 and 1331.

Vey seeks in excess of $50,000 and the above mentioned and previous 11-year requests, although the World does not have enough money to pay her for abandoning her with no country all these years. Jury trial demanded.

Respectfully submitted,

Eileen Vey, Pro Se 5-30-99

CC: U.S. SOLICITOR GENERAL (CERTIFIED: CERTIFIED ATTACHED)

Appendix 4

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

EILEEN VEY, Plaintiff	)	
	)	Civil Action No. 94-1552
vs.	)	
JEFFREY ROMOFF, CEO PRESIDENT, AND JOHN F. DILLONiii, ADMIN. OF ORTHOPEDIC SURGERY, UNIV. PRESBYTERIAN HOSPITAL, et al., Defendants.	)	

ORDER

AND NOW, this 13th day of Sept., 1994, upon consideration of plaintff's Ex Parte Injunctive Relief Motion,

IT IS HEREBY ORDERED that the plaintiff's motion is DENIED. This case shall proceed and service of the complaint shall be made on the defendants.

Donetta W. Ambrose
United States District Judge

CC: Eileen Vey

Appendix 5

IN THE UNITED STATES OF APPEALS
FOR THE THIRD CIRCUIT

95-3571

EILEEN VEY,
Appellant

v.

JEFFREY ROMOFF, CEO & PRES: JOHN F. DILLON, III, Admin. of Orthopedic Surgery, University Presbyterian Hospital; ANTHONY M. SANZO; JAMES H. McMASTERS, Chairman of Orthopedic Surgery, Alleghney Hospital; JOANNE MARIE ANDIORIO, Pres. of Mercy Hospital; JAMES BLOCK, Pres. of Johns Hopkins Hospital; MICHAEL A. WEST, CEO & PRES. OF AKRON GENERAL HOSPITAL, ET AL
Appellee

Appeal from the United States District Court
for the Western District of Pennsylvania
D.C. Civil Action No. 94-cv-1552
(District Judge: Honorable Donetta W. Ambrose)

Submitted Under 3rd Circuit LAR 34.1 (a)
April 4, 1995
Before: BECKER, COWEN and ROTH, Circuit Judges

JUDGMENT ORDER

After consideration of all contentions raised by appellant, it is ADJUDGED AND ORDERED that the order of the district court of September 13, 1994 be and is hereby AFFIRMED.

BY THE COURT:
BECKER, Circuit Judge

Attest: P. Douglas Sisk, Clerk
Certified as a true copy and issued in
lieu of a formal mandate on June 12, 1995
Teste: P. Douglas Sisk, Clerk

Appendix 6

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 94-3571 February 1, 1995

EILEEN VEY, Appellant
v.
JEFFREY ROMOFF, et al.
(W.D. (Pittsburgh) of Pa. Civil No. 94-cv-1552 (DWA))
*

Present: MANSMANN and Cowen, Circuit Judges.

1. Motion by Appellant Pro Se to expedite appeal, for injunctive emergency medical relief of Dr. Fu, M.D., to supplement brief appendix and to expand the record with medical evidence of articles.

2. Motion by Appellant Pro Se to rule in favor of Appellant, to legally correct caption as Appellant intended it, for lawyer fees, and expand record for monthly income.

Anthony Infante 597-3137
Deputy Clerk

ORDER

THE MOTION TO EXPEDITE IS DENIED. THE REMAINING MOTIONS ARE REFERRED TO THE MERITS PANEL.

By The Court,

Carol Los Mansmann
Circuit Judge

Mar 18 1995

CC: EV
CWK